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Attorneys for Plaintiff and Real Party in Interest

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

INTERNATIONAL CHURCH OF THE) Case No.: CO7-03605-PJH-JCS
FOURSQUARE GOSPEL,)

Plaintiff,)

**PLAINTIFF AND REAL PARTY IN
INTEREST'S REQUEST FOR
JUDICIAL NOTICE**

v.)

CITY OF SAN LEANDRO, TONY)

SANTOS (in his official capacity),)

SURLENE G. GRANT (in her official)

capacity), DIANA M. SOUZA (in her)

official capacity), JOYCE R.)

STAROSCIACK (in her official)

capacity), BILL STEPHENS (in his)

official capacity), JIM PROLA (in his)

Date: September 5, 2007

Time: 9:00 a.m.

Ctrlm: 3

Hon.: Phyllis J. Hamilton

1 official capacity), JOHN JERMANIS (in)
2 his official and individual capacities),)
3 DEBBIE POLLART (in her official and)
4 individual capacities), DOES 1-50,)
5)
6 Defendants.)
7)
8 FAITH FELLOWSHIP FOURSQUARE)
9 CHURCH,)
10)
11 Real Party in Interest.)
12)

13 REQUEST FOR JUDICIAL NOTICE

14 Plaintiff, INTERNATIONAL CHURCH OF THE FOURSQUARE GOSPEL,
15 and Real Party In Interest, FAITH FELLOWSHIP FOURSQUARE CHURCH,
16 hereby request that the Court take judicial notice of the matters as follows:
17

- 18 1. The legal definition of “assembly building” (Cal. Building Code § 203 A) in
19 the State of California, i.e., “a building or a portion of a building used for the
20 gathering together of 50 or more persons at one time for such purposes as
21 deliberation, education, instruction, worship, entertainment, amusement,
22 drinking or dining, or waiting for transportation.” Exhibit C is a true and
23 correct copy of Cal. Building Code § 203 A.
- 24 2. The City Hall for the City of San Leandro, CA, is located at 835 East 14th
25 Street.
- 26 3. The San Leandro City Hall is an “assembly building,” with the City Council
27 Chambers having a maximum capacity of 156 persons.
28

1 4. There are seven properties within a ¼ mile radius of San Leandro City Hall
2 which have Hazardous Materials Business Plans. Exhibit D, pg. 3, is a true
3 and correct copy of a document prepared by the City of San Leandro's
4 Environmental Services Division which identifies all such properties.
5

6
7 Date: July 27, 2007

8
9 /S/ Kevin Snider

10 Kevin T. Snider

11 Mathew B. McReynolds

12 Peter D. MacDonald

13 Attorneys for Plaintiff and
14 Real Party in Interest
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